

LEGISLATURE OF NEBRASKA  
NINETY-SIXTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 1253**

Introduced by Crosby, 29; Bohlke, 33; Bruning, 3; Byars, 30;  
Kristensen, 37

Read first time January 13, 2000

Committee: Banking, Commerce and Insurance

A BILL

- 1 FOR AN ACT relating to insurance; to provide requirements for
- 2 coverage of hospitalization and general anesthesia for
- 3 dental care.
- 4 Be it enacted by the people of the State of Nebraska,

1           Section 1.    A person who is under eight years old,  
2   developmentally disabled, or medically compromised may need general  
3   anesthesia in a hospital setting in order to safely receive dental  
4   care.    If an entity providing health coverage to such a person  
5   makes a reasonable determination that hospitalization and general  
6   anesthesia are medically necessary for safe dental care, the  
7   coverage shall cover the cost of such hospitalization and general  
8   anesthesia.   Medical necessity shall be as defined by the health  
9   coverage agreement.   Coverage of hospitalization and general  
10   anesthesia shall not be required if preempted by federal law or for  
11   limited-benefit or supplemental insurance policies.   Coverage for  
12   the dental care shall be provided only as required by the terms of  
13   the health coverage agreement.   The entity covering the cost of  
14   hospitalization and general anesthesia may require prior  
15   authorization or other requirements of a managed care plan as  
16   established by the terms of the health coverage agreement.   The  
17   coverage required under this section is required notwithstanding  
18   section 44-3,131.

19           For purposes of this section, hospital and  
20   hospitalization includes ambulatory surgery center and care at an  
21   ambulatory surgery center.